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SECRETARIAT OF THE KERALA LEGISLATURE

NOTIFICATION

No. 5953/LA4/77. *Dated, Trivandrum, 22nd June 1977.*

The Madras Hindu Religious and Charitable Endowments (Amendment) Bill, 1977 together with the Statement of Objects and Reasons and the Financial Memorandum is published, under Rule 69 of the Rules of Procedure and Conduct of Business in the Kerala Legislative Assembly.

DR. R. PRASANNAN,
Secretary,
Legislative Assembly.

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33/2002/MC.

THE MADRAS HINDU RELIGIOUS AND CHARITABLE ENDOWMENTS (AMENDMENT) BILL, 1977

A

BILL

further to amend the Madras Hindu Religious and Charitable Endowments Act, 1951.

Preamble.—WHEREAS it is expedient further to amend the Madras Hindu Religious and Charitable Endowments Act, 1951, for the purpose hereinafter appearing;

BE it enacted in the Twenty-eighth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Madras Hindu Religious and Charitable Endowments (Amendment) Act, 1977.

2. *Amendment of section 39.*—In sub-section (2) of section 39 of the Madras Hindu Religious and Charitable Endowments Act, 1951 (Madras Act XIX of 1951), as in force in the Malabar district referred to in sub-section (2) of section 5 of the States Reorganisation Act, 1956 (Central Act 37 of 1956), the words "so however that the total number of trustees does not exceed five" shall be omitted.

STATEMENT OF OBJECTS AND REASONS

Sub-section (2) of section 39 of the Madras Hindu Religious and Charitable Endowments Act, 1951, empowers the Commissioner to appoint such number of non-hereditary trustees as he thinks fit in any Hindu religious institution which has a hereditary trustee or trustees, if he considers that the affairs of that institution are not, or are not likely to be, properly managed by the hereditary trustee or trustees, subject however to the condition that the total number of trustees shall not exceed five. Experience in the working of the Act has revealed that in the case of certain institutions this restriction regarding the number of trustees would not be in the interest of the institutions as the Commissioner cannot appoint sufficient number of non-hereditary trustees necessary for the proper management of the affairs of the institutions. It is therefore considered necessary to remove the restriction regarding the number of trustees in sub-section (2) of section 39 of the Act. The Bill is intended for this purpose.

FINANCIAL MEMORANDUM

The Bill, if enacted and brought into operation, would not involve any expenditure from the Consolidated Fund of the State.

K. K. BALAKRISHNAN.